

§ 9269.3-5

or driving livestock across lands that are subject to lease or permit under the provisions of part 9230 of this title or within a stock driveway, without a lease or other authorization from the Bureau of Land Management, is prohibited and constitutes trespass. Trespassers will be liable in damages to the United States for forage consumed and for injury to Federal property, and may be subject to criminal prosecution for such unlawful acts. A lessee who grazes livestock in violation of the terms and conditions of his lease by exceeding numbers specified, or by allowing the livestock to be on Federal land in an area or at a time different from that designated in his lease shall be in default and shall be subject to the provisions of § 4220.7 (g) and (h) of this title.

(2) *Penalties.* Under section 2 of the Taylor Grazing Act, any person who willfully grazes livestock in such areas without such authority shall, upon conviction, be punished by a fine of not more than \$500.

(c) *Grazing administration; Alaska; reindeer.* (1) Any use of the Federal lands for reindeer grazing purposes, unless authorized by a valid permit issued in accordance with the regulations in part 4300 of this title, is unlawful and is prohibited.

(2) *Penalties.* Any person who willfully violates any of the rules and regulations in part 4300 of this title shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be pun-

43 CFR Ch. II (10-1-13 Edition)

ishable by imprisonment for not more than one year, or by a fine of not more than \$500.

(d) *Wild free-roaming horse and burro protection, management, and control.* [Reserved]

§ 9269.3-5 Timber management.

(a) *Sales of forest products; general.* [Reserved]

(b) *Non-sale disposals; general—*(1) *Unauthorized cutting of timber-mineral and non-mineral lands.* (i) The cutting or removing of the timber referred to in §§ 5511.1 to 5511.1-4 of this title in any other manner than that authorized by such sections will be considered a trespass.

(ii) The cutting of timber for sale and speculation, or for use by others than the permittee, is strictly prohibited.

(iii) Where permits are secured by fraud or timber is not used in accordance with § 5511.1-4 of this title, the Government will enforce the same civil and criminal liabilities as in other cases of timber trespass upon public lands.

(2) *Unauthorized cutting of timber—Alaska.* The cutting of the timber from the public land in Alaska, other than in accordance with the terms of the law and §§ 5511.2 to 5511.2-6 of this title shall render the persons responsible for trespass and such persons may be prosecuted criminally under title 18 U.S.C., (see § 9265.5(d) of this title), or under State law.